

of the Third Called Session of the Forty-fourth Legislature, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

REDDITT, Chairman.

Committee Room.

Austin, Texas, Jan. 14, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 44, A bill to be entitled "An Act validating, confirming, approving and legalizing all proceedings had by cities and towns, including home rule cities, in the issuance and sale of bonds, and in holding elections passing orders, ordinances and resolutions authorizing the issuance of such bonds, and further validating all proceedings in voting and authorizing the issuance of bonds heretofore authorized, but not yet issued and sold, prescribing the terms and conditions upon which such bonds shall be validated; providing that this Act shall not apply to any such proceedings, obligations issued thereunder, the validity of which has been contested or attacked in a pending suit or litigation, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with committee amendments, and be printed.

MOORE, Vice-Chairman and Acting Chairman.

Committee Amendment No. 1.

Amend Senate Bill No. 44 by substituting the following in lieu of Section No. 1 of the bill:

"Section 1. All bonds voted by cities or towns where the only defect is the giving of notice of the election for more than thirty days but not more than 60 days are hereby validated."

Committee Amendment No. 2.

Amend the caption of Senate Bill No. 44 to conform to the body of the bill as amended.

Committee Room,

Austin, Texas, Jan. 14, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 69, A bill to be entitled "An Act to declare a closed season on the killing of quail and bobwhites in Van Zandt County for a period ending January 15, 1939, prescribing a penalty therefor, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room,

Austin, Texas, Jan. 14, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 2 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,

Austin, Texas, Jan. 13, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 3 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,

Austin, Texas, Jan. 14, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 4 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

FOURTH DAY.

(Monday, January 18, 1937.)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

Oath of Office Administered.

Senator-elect Clint C. Small took the constitutional oath of office, which was administered to him by the President.

Roll Call.

The roll was called, and the following Senators were present:

Aikin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Spears.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.

The following Senators were absent and excused:

Collie.	Stone.
Nelson.	

A quorum was announced present.

The invocation was offered by the Chaplain.

Reading of the Journal of the proceedings of last Thursday was dispensed with on motion of Senator Aikin.

Leaves of Absence Granted.

Senator Collie was granted leave of absence for today, on account of illness, on motion of Senator Head.

Senator Nelson was granted leave of absence for today, on account of important business, on motion of Senator Oneal.

Senator Stone was granted leave of absence for today, on account of illness, on motion of Senator Cotten.

Honoring Captain W. H. Bristol.

Senator Holbrook asked unanimous consent of the Senate that the privileges of the floor be extended to Captain W. H. Bristol of Galveston, Texas, and that he be invited to occupy a seat at Senator Holbrook's desk.

There was no objection offered; and Captain Bristol was honored accordingly.

Communication.

The President laid before the Senate, and had read, the following communication:

Houston, Texas, Jan. 16, 1937.

The Hon. Walter F. Woodul, Lieutenant-Governor of Texas and President of the Senate, State Capitol, Austin, Texas.

Dear Walter: I wish that you would at your earliest opportunity present to the Senate in session a cordial invitation to attend the Tenth Annual Gridiron in Houston, Saturday, January 30th.

For the Official Family the Salesmanship Club will provide a special train, leaving Austin on Friday night, January 29th via Southern Pacific Lines and this special train will leave Houston Saturday night after the gridiron dinner and show for return to Austin via the Missouri Pacific Lines.

Please explain to the Members of the Senate that the expenses of this special train, railroad fare, Pullman, etc., are being paid by our Club and that we plan to show them a royal time, beginning with breakfast at the Houston Club as guests of Sterling & Baker, brokers of this city; thence a trip down the Houston Ship Channel on pleasure craft furnished by various Houston civic and business leaders. The entire party will have lunch at the famous San Jacinto Inn at the San Jacinto Battle Grounds as guests of the Humble Oil & Refining Company.

We shall return to Houston in time for everyone to rest up and freshen up before the big banquet at 6:30 o'clock. The Club will provide a number of rooms for the use of our guests.

Please definitely inform everyone that only members of the Senate and the House, the various Judges, State officials and members of commissions as designated by you can be accommodated. Lack of facilities positively prohibit any of the official party from including any friends or relatives.

Please inform those ladies in the Austin Official Family that the Gridiron, first, last and always, is a "stag" party and anyway it is a show that they just wouldn't enjoy.

As soon as possible inform me as to approximate number we may expect from Austin.

Southern Pacific representatives will contact you in Austin and we are expecting you to handle details

of Pullman assignments and ticket disbursements in your usual efficient manner.

The Gridiron affair this year is a sell out now. It is going to be a "pip" and the gentlemen from Austin will get a big kick out of the day spent in Houston.

Very truly yours,

(Signed) W. W. SHORT, President,
The Salesmanship Club of Houston.

On motion of Senator Woodruff, the invitation contained in the communication was accepted.

Senate Bills on First Reading.

The following Senate bills were introduced, read severally first time, and referred by the President to appropriate committees, as follows:

By Senator Head:

S. B. No. 60, A bill to be entitled "An Act, making an appropriation of Nine Thousand Dollars (\$9,000.00), or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to the State Tax Board to pay the expenses of the supervisory staff of the State-Wide Tax Survey now being conducted in this State as a Works Progress Administration project, as approved by House Concurrent Resolution No. 5, passed by the First Called Session of the Forty-fourth Legislature, and declaring an emergency."

Referred to Committee on Finance.

By Senator Head:

S. B. No. 61, A bill to be entitled "An Act giving the State Board of Dental Examiners the authority to refuse to grant a license to certain persons; and to revoke, cancel or suspend licenses of persons violating certain provisions of the Statutes and Penal Code, after notice; providing for appeals from orders of said Board and for trials in the District Court and appeals to the Court of Civil Appeals; providing that said law shall be cumulative of and in addition to all other laws and repealing all laws in conflict herewith; providing penalties; declaring the legislative intent; and declaring an emergency."

Referred to Committee on Public Health.

By Senator Spears:

S. B. No. 62, A bill to be entitled "An Act providing that all private corporations which have heretofore been incorporated and are now authorized by their charters and the statutes of this State to operate street and interurban railways with power to distribute and sell gas and electricity to the public and which have heretofore abandoned or discontinued or may hereafter abandon or discontinue the operation of street and interurban railways and substitute motor buses therefor are hereby authorized to continue to distribute and sell electricity and gas during the unexpired period or their corporate charters just as though they continued the operation of said street and interurban railways or motor buses, or both, and declaring an emergency."

Referred to Committee on State Affairs.

By Senator Moore:

S. B. No. 63, A bill to be entitled "An Act to amend Article 1315 of the Revised Civil Statutes of Texas of 1925 so as to authorize any private corporation organized under Title 32 of said Revised Statutes to extend its charter; prescribing the manner for so extending any such charter; and prescribing fees to be paid for any such extension of charter; and declaring an emergency."

Referred to Committee on Civil Jurisprudence.

By Senator Moore:

S. B. No. 64, A bill to be entitled "An Act to amend Title 130 of the Revised Civil Statutes of 1925, as amended, so as to protect the claimant or beneficiary of Workmen's Compensation Insurance by simplifying the procedure in the courts and by providing a more equitable basis for allowing attorney's fees in such cases; providing that in such cases certain facts shall be presumed unless denied under oath; and further providing that attorney's fees in such cases shall be allowed only on a basis of benefits accruing to the beneficiary or claimant; and declaring an emergency."

Referred to Committee on Civil Jurisprudence.

By Senator Moore:

S. B. No. 65, A bill to be entitled "An Act empowering the Courts of

the State of Texas having original jurisdiction of criminal actions to suspend the imposition or execution of sentence and to place defendants on probation under certain conditions; specifying conditions of probation which, among others, may be imposed; providing for investigation, by probation officers, of the defendants seeking to come within the provisions of this Act; prescribing the period of probation and any extensions thereof; providing for the discharge of defendants who have observed the conditions of probation imposed by the courts and the legal effect of such discharge; providing for the arrest, with or without warrant, of defendants on probation, and for the reimposition of sentence without jury trial in the event the conditions of probation have been violated; providing that the court may require bond of the defendant before releasing him on probation, and fixing the conditions of said bond; providing for the appointment of probation officers and making provision for their compensation and for their necessary expenses, and for the bonding of such probation officers as shall handle moneys; granting to the appointing judges the power to remove or suspend probation officers under certain conditions; requiring the services of such probation officers to be available, under certain conditions, to judges of other courts, and to Parole Boards in the State of Texas for supervision of paroled convicts; prescribing the duties of such probation officers and the powers of such officers; providing that information obtained by said officers shall be privileged; providing for the transfer of probationers from one district to another under certain conditions; directing the commissioners courts to provide office space for said probation officers; designating 'chief' and 'assistant' probation officers; retaining the effectiveness of the present suspended sentence law as to all defendants now under such sentence; repealing all laws or parts of laws in conflict herewith; providing that if any part of this Act is declared unconstitutional it shall not affect the validity of the remainder of the Act; and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Senator Van Zandt:

S. B. No. 66, A bill to be entitled "An Act to amend the second paragraph of Section 1, of Article 8309, of the Revised Civil Statutes of the State of Texas of 1925, captioned 'Employee'; enlarging the scope of its meaning, and defining the same; and declaring an emergency."

Referred to Committee on Insurance.

By Senator Neal:

S. B. No. 67, A bill to be entitled "An Act authorizing the State Board of Water Engineers to have made a scientific study, investigation and report on the waters of the Rio Grande River for the purpose of presenting such data to the Government of the United States of America for its use in the proposed negotiations with the Government of the Republic of Mexico for a treaty between said two governments with reference to the equitable distribution and storage of the waters of the Rio Grande River and appropriating out of the general revenues of the State of Texas the sum of \$35,000 for the two years biennium to defray the expenses connected with the making of such investigation, preparing and presenting such data, and declaring an emergency."

Referred to Committee on Mining, Irrigation and Drainage.

By Senator Brownlee:

S. B. No. 68, A bill to be entitled "An Act to amend Chapter 210, Acts of the Regular Session of the Forty-first Legislature, as amended by House Bill No. 4, Chapter 142, page 381, Acts of the Regular Session of the Forty-fourth Legislature, empowering the State Text Book Commission to adopt a multiple list of text books in German, Czech and French Languages for use in high schools; commercial arithmetic, and bookkeeping in the English language, and also other high-school texts on such other subjects for use in junior high schools as may be determined by a seven-ninths vote of said Commission; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Referred to Committee on Educational Affairs.

By Senator Roberts (by request):
S. B. No. 69, A bill to be entitled

"An Act to amend Article 7342 of the Revised Civil Statutes of 1925, so as to provide in addition to the cases wherein citation by publication may be had in delinquent tax suits for citation by publication of transient persons, unknown heirs, unknown spouses, partners, directors, stockholders, trustees, executors, administrators, successors in trust, or beneficiaries of record owners of lands and lots, and persons whose residence is unknown, and to amplify form of notice and fix duty of causing of publication, and to provide an additional method of service by posting in certain cases, and declaring an emergency."

Referred to Committee on Civil Jurisprudence.

By Senators Stone, Lemens, Head and Newton:

S. B. No. 70, A bill to be entitled "An Act to give the right of eminent domain to certain conservation and reclamation districts to enable them to acquire by condemnation land on which cemeteries are located under certain conditions, and declaring an emergency."

Referred to Committee on Mining, Irrigation and Drainage.

By Senator Woodruff:

S. B. No. 71, A bill to be entitled "An Act making appropriations for the support and maintenance of summer schools during the summer of the year A. D. 1937, at the North Texas State Teachers College and at the Texas State College for Women, of Denton, Texas; authorizing the expenditure by said institutions of certain additional amounts from fees collected from summer students; and fixing the amount of admission, matriculation, and tuition fees for said students; and declaring an emergency."

Referred to Committee on Finance.

By Senator Woodruff:

S. B. No. 72, A bill to be entitled "An Act to amend an Act of the Twenty-eighth Legislature, creating a road system for Palo Pinto and Bosque Counties, being Chapter 22, Special Laws 1903, as amended by Chapter 19, Special Laws 1913, and further amended by Chapter 12, Special Laws of the Forty-first Legislature, Second Called Session in 1929, as further amended by Chap-

ters 12 and 13, Special Laws of the Forty-first Legislature, Fourth Called Session in 1930, by adding thereto seven new sections, to be known as Sections 13, 14, 15, 16, 17, 18 and 19, authorizing Palo Pinto County to fund or refund the indebtedness outstanding against its Road and Bridge Fund as of October 12, 1936; Setting forth the method of operation; validating the indebtedness proposed to be funded or refunded; validating all Acts and proceedings heretofore had by the Commissioners' Court of Palo Pinto County, and of the officers of said County, in respect to the funding or refunding of said indebtedness; providing this law shall be cumulative of general laws on the subject of roads and bridges, and general laws on funding or refunding bonds, not in conflict herewith; enacting provisions incident and relating to the subject and purpose of this Act; repealing all laws in conflict herewith; and declaring an emergency."

Referred to Committee on State Highways and Motor Traffic.

By Senator Woodruff (by request):

S. B. No. 73, A bill to be entitled "An Act creating a lien upon the recovery to guarantee to an attorney at law the payment of his fees in cases where the attorney is employed upon other than a cash basis; providing the method of enforcement of such lien; providing for the manner of giving notice to the adverse party in such lien, the time in which an attorney at law asking to collect any such lien may file suit thereon, providing for a bond in lieu of the lien, the manner in which such bond shall be approved and providing for the ascertainment of the amount due on the lien by filing suit on the bond furnished in lieu of the lien; and declaring an emergency."

Referred to Committee on Civil Jurisprudence.

By Senator Redditt:

S. B. No. 74, A bill to be entitled "An Act defining and regulating the practice of professional engineering in the State of Texas; providing for the creation of the State Board of Registration for Professional Engineers and prescribing their powers and duties, terms of office, qualifi-

cations and for payment of their compensation and expenses out of registration fees and from the "Professional Engineering Fund" as provided in this law; providing for removal of members of the Board for cause; providing for creation of 'Professional Engineers' Fund' and appropriating money therefrom; prescribing requirements for registration of professional engineers; providing for registration fees and for examinations of applicants for certificate of registration and for issuance and use of certificates and seals; providing for issuance of renewal certificates on payment of renewal fees; providing that a firm, co-partnership, corporation or joint stock association may engage in the practice of professional engineering in this State provided such practice is carried on by only professional engineers registered in this State; providing for issuance within one year after this Act becomes effective of certificates, on certain conditions, to residents of Texas practicing professional engineering in Texas at time this Act becomes effective; providing that after January 1, 1938, it shall be unlawful for this State, or any of its political subdivisions, or any county, city or town, to engage in the construction of public work involving professional engineering, unless plans, specifications and estimates have been prepared by the construction executed under direct supervision of a registered professional engineer, provided that such provision shall not apply to any public work wherein the contemplated expenditure for completed project does not exceed \$2,000.00; providing for certain exemptions; prescribing certain reciprocity provisions for professional engineers holding certificates of registration as such issued under authority of National Council of State Boards of Engineering Examiners, or National Bureau of Engineering Registration, or any State or Territory or Possession of the United States, or any Country, under certain conditions; providing the grounds on which the Board may revoke certificates of registration and for hearings on such charges; providing for suit against Board in certain District Courts to annul or vacate order or Board revoking certificate of registration; defining as

a misdemeanor certain acts committed after the first day of January, 1938; prescribing the penalties for such violations and that each day of such violation shall be a separate offense; prescribing duties of Board in connection with enforcement of provisions of Act and duties of Attorney General and his assistant as legal adviser of Board; declaring certain legislative intent in respect to this Act; repealing conflicting laws, provided, however, that this Act shall not be construed as repealing or amending any law affecting or regulating licensed State Land Surveyors and that Licensed State Land Surveyors in performing their duties as such shall not be subject to the provisions of this Act; and further providing that this Act shall not be construed to affect or prevent the practice of any other legally recognized profession by members of such profession licensed by the State or under its authority."

Referred to Committee on State Affairs.

By Senator Oneal:

S. B. No. 75, A bill to be entitled "An Act to establish an unpaid commission on Inter-Governmental Cooperation; to prescribe the duties and powers of such commission; to provide for the expenses of such commission; to change the name of the Senate Standing Committee on Interstate Cooperation to that of Committee on Inter-Governmental Cooperation; to provide for the establishing of a similar Standing Committee in the House of Representatives to be composed of five members to be known as the House Committee on Inter-Governmental Cooperation; to establish a committee of administrative officials and employees of the State of Texas to be known as the Governor's Committee on Inter-Governmental Cooperation to consist of five members; to provide that the Council of State Governments is declared to be a joint governmental agency of the State of Texas and of the other states which cooperate through it; to provide that the Secretary of State shall communicate the text of this Act to the Governor, Senate and House of Representatives of the other States of the Union; to provide that if any part of this Act be

held invalid, the remaining part of the same shall remain valid as if no such invalid part had been included; and to declare an emergency."

Referred to Committee on Interstate Cooperation.

By Senators Brownlee, Davis and Sulak:

S. B. No. 76, A bill to be entitled "An Act making supplemental appropriation for the Department of Agriculture for the remainder of the fiscal year ending August 31, 1937, supplementing appropriation found on pages 1053 and 1054, Acts of the Regular Session of the Forty-fourth Legislature, covering the following items: furniture, fixtures, postage, printing, telephone, telegraph and contingent; equipment for the Weights and Measures Division; traveling expenses; and certain other necessary expenses, and declaring an emergency."

Referred to Committee on Finance.

Senate Joint Resolution on First Reading.

The following Senate joint resolution was introduced, read first time, and referred by the President to the Committee on Constitutional Amendments:

By Senator Sulak:

S. J. R. No. 5, Proposing an Amendment of Section 51b of Article III of the Constitution of the State of Texas so as to require the Legislature to provide for a system of Old Age Pension and/or Assistance not to exceed Fifteen Dollars (\$15) per person per month to actual bona fide residents of the State of Texas, over the age of sixty five years, excluding therefrom habitual criminals, habitual drunkards and inmates of a state supported institution; providing for the length of time of actual residence by applicants within the State of Texas; authorizing the Legislature to accept financial assistance from the United States Government for Old Age Pensions and/or Assistance; levying a two per cent occupation tax on persons engaged in the business of making retail sales of goods, wares, merchandise and commodities including the gross receipts of places of amusement; creating a Special Old Age

Pension and/or Assistance Fund or funds and providing that same shall never be diverted; providing that said fund shall be prorated to the aged of this state without regard to previous standards of living, income or other restrictions than those specifically set forth; requiring the Legislature to define terms, to set up machinery to administer such law and to make appropriations necessary for the administration of same; providing for the necessary proclamation, publication and election.

Senate Concurrent Resolution No. 5.

Senator Westerfeld offered the following resolution:

Whereas, General W. E. Gilmore, representing the Golden Gate International Exposition of 1939, is within the city; and

Whereas, The State of California has been very helpful in our recent Centennial Exposition; and

Whereas, General Gilmore desires to deliver a message to the Joint Session of the Legislature; now, therefore, be it

Resolved by the Senate and House concurrently, That the House and Senate meet in Joint Session at 11 o'clock a. m., this the 18th day of January, A. D., 1937, and that General Gilmore be invited to address the joint meeting and that a committee of three of the Senate and three of the House be appointed to escort General Gilmore to the House.

The resolution was read.

On motion of Senator Westerfeld, and by unanimous consent, the rule requiring resolutions to be referred to a committee was suspended for the purpose of considering the resolution at this time.

The resolution was adopted.

Accordingly, the President appointed the following committee on the part of the Senate: Senators Westerfeld, Winfield and Aikin.

Senate Bill No. 72.

Senator Woodruff moved that the constitutional rule limiting consideration of bills by committees and their passage by the Senate during the earlier days of the Regular Session of the Legislature be suspended to allow consideration by the com-

mittee on Highways and Motor Traffic and the passage by the Senate of Senate Bill No. 72.

The motion prevailed by the following vote:

Yeas—28.

Aikin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Spears.
Holbrook.	Sulak.
Ishell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.

Absent—Excused.

Collie.	Stone.
Nelson.	

Senate Concurrent Resolution No. 6:

Senator Woodruff offered the following resolution:

Whereas, The State Board of Education is authorized and directed under the law to furnish free text books in Spanish, German and Czech languages for use in our public schools; and

Whereas, The French language is being studied by many pupils and students, who, since there is no provision made for furnishing text books in the French language to them, thus necessitating the private purchase of same, and

Whereas, It is desirable that the State of Texas do not discriminate in favor of or against a particular foreign language in any manner, or in favor of or against any pupil or student of our public schools in the study of the French language; now therefore, be it

Resolved by the Senate of the Legislature of the State of Texas, the House of the Legislature concurring, That the State Board of Education be, and the same is hereby, authorized and directed to take such steps as may be necessary to place text books in the French language for use in the public schools of Texas upon the free text book list, and to purchase and place in the public schools for such use, free to

the pupils or students, such books and in such numbers as it shall deem necessary or advisable for the giving of instruction in the French language in the public schools of Texas.

On motion of Senator Woodruff, a full reading of the resolution was omitted.

The resolution was referred by the President to the Committee on Education.

Senate Concurrent Resolution No. 7.

Senator Spears offered the following resolution:

S. C. R. No. 7, Providing for an investigation by the Senate and House of Representatives into the expenditures of Texas Gulf Sulphur Company, a corporation, its officers, agents attorneys and employees, for "public relations" purposes; creating a special investigating committee, composed of two members of the Senate and three members of the House, defining its duties and powers, and appropriating \$2500.00 out of the Contingent Expense Fund of the Forty-fifth Legislature.

Whereas, It has come to the attention of the Senate of Texas that the Texas Gulf Sulphur Company, a Texas corporation, its officers, agents, attorneys and employees, spent approximately \$173,000.00 in 1935, and substantially this amount in 1934 and 1936, for what it termed "public relations," in Texas alone, a considerable portion of which was spent in Austin during sessions of the Texas Legislature, largely listed as "miscellaneous" and "hotel expenses"; and a very considerable portion of which was expended by Roy Miller, its Public Relations Director, with only this voucher notation, "Reimbursement for Expenditures for Services"; and

Whereas, The Texas Gulf Sulphur Company does not have a sales organization or sell its products in Texas; and it has been publicly charged and not denied that this huge fund is spent annually to defeat taxation measures and for political purposes; and

Whereas, The General Manager of the Company testified under oath at a hearing before the Board of Equalization of Wharton County during July, 1936, that Roy Miller alone knew for what purpose this money

was spent and to whom paid; and the said Roy Miller, though first ordered and then invited, failed to appear and testify concerning such expenditures; and

Whereas, The expenditure of this large amount of money under the circumstances approaches a public scandal, and unexplained involves the very integrity of the Texas Legislature; and

Whereas, An investigation of the facts is necessary to determine whether or not the anti-lobbying or other laws of Texas have been violated, and to determine the need, if any, for additional legislation; and

Whereas, Everett L. Looney, Attorney for Wharton County when these facts were developed, is thoroughly familiar therewith and his services may be available to this Legislature if desired free gratis.

Therefore, be it resolved by the Senate, the House concurring

1. That the Presiding Officer of the Senate forthwith appoint two members of the Senate, and the Speaker of the House shall appoint three members of the House, one of whom shall be named as Chairman, to serve as a special committee to investigate the aforesaid expenditures in order that it may be determined if the law has been violated and what corrective legislation, if any, should be enacted.

2. That the sessions of said committee shall be held at Austin and shall be public; and said committee shall have full and complete authority to employ attorneys, auditors, shorthand reporters, and such other employees as it may deem necessary; and it shall have further power and authority to summon witnesses, issue subpoenas, subpoenas duces tecum, and attachments, such witnesses to be paid the same fees as now paid to such in the District Court, and all other writs and processes necessary to effect the purposes of this resolution; to compel the attendance of witnesses at its hearings to be held in Austin, to administer oaths to said witnesses and to punish for contempt.

3. And it shall further have the power and authority to compel the Texas Gulf Sulphur Company, a corporation, its officers, agents, attorneys and employees, to bring its books, records, documents, vouchers,

memoranda and files to the hearings so held by the committee, and to submit the same at such hearings, and elsewhere, if and when ordered by the committee, for examination by the attorneys and auditors, employees and members of said committee.

4. For the purpose of deferring the necessary expenses incident to this investigation, there is hereby appropriated out of the Contingent Expense Fund of the Forty-fifth Legislature the sum of \$2500.00, or so much thereof as may be necessary.

The resolution was read and was referred by the President to the Committee on State Affairs.

Senate Concurrent Resolution No. 8.

Senator Beck offered the following resolution:

Whereas, The Commissioners Court of Morris County, Texas, has constructed a county road from the City of Naples to the Rocky Branch Community in Morris County; and

Whereas, The State Highway Department has certain road equipment designed for the purpose of spreading oil upon roads that are not hard surfaced, and said equipment is not in continuous use, and said Department is willing to loan this equipment to the County of Morris to be used by it in the spreading of oil on the road from the City of Naples to the Community of Rocy Branch; now, therefore, be it

Resolved by the Senate of Texas, and the House of Representatives concurring, That the State Highway Department be, and the same is hereby authorized and requested to lend this equipment to the County of Morris for this purpose.

The resolution was read.

On motion of Senator Beck and by unanimous consent, the rule requiring resolutions to be referred to a committee was suspended to permit consideration of the resolution by the Senate at this time.

(Senator Rawlings in the Chair.)

The resolution was then adopted.

(President in the Chair.)

At Ease.

On motion of Senator Woodruff, the Senate, at 10:30 o'clock a. m., stood at ease to 10:55 o'clock a. m., today.

The Senate was called to order at 10:55 o'clock a. m. by President Pro Tempore Pace.

Message From the House.

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,
Austin, Texas, Jan. 18, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

S. C. R. No. 5, Inviting General W. E. Gilmore, representative of the Golden Gate International Exposition of 1939, to address a joint session of the House and Senate, Monday, January 18, 1937, at 11:00 o'clock a. m.

The following committee has been appointed on the part of the House: Worley, Thornberry, Quinn.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

In Joint Session.

At 11:00 o'clock a. m., the President Pro Tempore announced that the hour fixed by joint action of the two Houses to meet in joint session to hear an address by General W. E. Gilmore had arrived, and requested the Senators to repair to the Hall of the House of Representatives.

The Senators were announced at the entrance to the House, and were admitted and escorted to seats already prepared for them along the aisle.

The President Pro Tempore of the Senate, by invitation of the Speaker, occupied a seat on the Speaker's stand.

Brigadier-General W. E. Gilmore, accompanied by Governor James V. Allred, and by Senators Westerfeld, Winfield and Aikin, on the part of the Senate, and Messrs. Worley, Thornberry and Quinn, on the part of the House, was admitted to the Hall of the House and escorted to the Speaker's stand.

The Speaker presented Governor James V. Allred, who introduced General Gilmore to the joint session.

General Gilmore then addressed the joint session briefly, and extended to the Legislature and citizens of Texas an invitation to attend the Golden Gate International Exposition, to be held at San Francisco, California, in 1939.

At the conclusion of the address, the Senate repaired to the Senate Chamber.

In the Senate.

The Senate was called to order at 11:15 o'clock a. m. by the President Pro Tempore.

Senate Bill No. 72.

Senator Rawlings, by unanimous consent, submitted, at this time, the report of the Committee on Highways and Motor Traffic on Senate Bill No. 72.

On motion of Senator Woodruff and by unanimous consent, the rule of the Senate requiring committee reports to lie over one day was suspended to permit consideration of S. B. No. 72 at this time.

Senator Woodruff moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 72 be placed on its second reading and passage to engrossment.

The motion prevailed by the following vote:

Yeas—28.

Alkin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Spears.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.

Absent—Excused.

Collie.	Stone.
Nelson.	

The President then laid S. B. No. 72 before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senator Woodruff moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 72 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28.

Aikin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Spears.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.

Absent—Excused.

Collie.	Stone.
Nelson.	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28.

Aikin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Spears.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.

Absent—Excused.

Collie.	Stone.
Nelson.	

Report of Standing Committee

Senator Weinert, by unanimous consent, submitted, at this time, the report of the Committee on Game and Fish on S. B. No. 55.

Time Set for Executive Session.

Senator Oneal asked unanimous consent of the Senate that the Senate go into executive session at 4 o'clock p. m. today to consider the nominations submitted to the Senate by the Governor.

There was no objection offered.

Recess.

On motion of Senator Oneal, the Senate, at 11:25 o'clock a. m. took recess to 4 o'clock p. m. today.

Afternoon Session.

The Senate met at 4 o'clock p. m. and was called to order by the President.

Senate Bill on First Reading.

The following Senate bill, by unanimous consent, was introduced at this time, read first time and referred by the President to the Committee on Insurance:

By Senator Rawlings:

S. B. No. 77, A bill to be entitled "An Act to amend Sections 1 to 14, inclusive, of Chapter 253, Acts of the Fortieth Legislature, page 373, relative to insurance of motor vehicles; adding Sections 10-a and 11-a; and declaring an emergency."

Executive Session.

The President announced that the hour heretofore set for an executive session of the Senate to consider nominations submitted by the Governor had arrived and ordered the floor of the Senate chamber cleared and the doors closed.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following reports of the Committee on Nominations of the Governor had been adopted:

Committee Room,

Austin, Texas, Jan. 18, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Governor's Nominations, to whom was referred the following appointments, have had same under consideration, and I, as Chairman of said Committee, am instructed to report same back to the Senate with the recommendation that they be in all things confirmed:

To be State Auditor and Efficiency Expert:

Tom C. King, of Dallas, Dallas County; for the unexpired term of Neal Sheffield, resigned.

To be a Member of the Lower Colorado River Authority:

T. H. Davis, of Austin, Travis County, for six-year term beginning January 1, 1937.

To be Members of the State Board of Dental Examiners:

Dr. J. D. Ellington, of Nacogdoches, Nacogdoches County, for six-year term beginning June 10, 1937.

Dr. Jack Younger, of Amarillo, Potter County, for six-year term beginning June 10, 1937.

To be District Attorney of the 30th Judicial District of Texas:

Howard Martin, of Wichita Falls, Wichita County.

To be State Highway Commissioner:

Robert Lee Bobbitt, of San Antonio, Bexar County, for six-year term beginning February 15, 1937, and to be chairman for the ensuing two years.

To be State Fire Insurance Commissioner:

Marvin Hall, of Brownsville, Cameron County, for the remainder of the unexpired term of Raymond Mauk, resigned, and for the full six-year term beginning February 10, 1937.

To be Associate Justice of the Court of Civil Appeals of the Fourth District at San Antonio:

C. S. Slatton, of San Antonio, Bexar County, to succeed Robert Lee Bobbitt, resigned, effective February 15, 1937.

To be Members of the State Board of Medical Examiners: (effective April 13, 1937).

Dr. N. D. Buie, of Marlin, Falls County, for six-year term.

Dr. P. R. Russell, of Fort Worth, Tarrant County.

Dr. J. T. Lawson, of Bowie, Montague County, for six-year term.

Dr. O. B. Kiel, of Wichita Falls, Wichita County, for six-year term.

Dr. T. J. Crow, of Dallas, Dallas County, for two-year term.

To be a Member of the Board of Pardons and Paroles:

J. B. Keith, of Stephenville, (effective February 1, 1937).

To be a Member of the Pink Poll Worm Commission:

Dixie Kilgore, of Lamesa, Dawson County.

To be Chairman of the State Racing Commission:

Dolph Briscoe, of Uvalde, Uvalde County, for a two-year term.

To be Members of the Board of Regents for the Texas State College for Women at Denton (C.I.A.):

Kester W. Denman, of Lufkin, Angelina County, for two-year term.

Holford Russell, of Denton, Denton County, for two-year term.

Mrs. Virginia Hooper, of Austin, Travis County.

To be Members of the Board of Regents of the University of Texas:

E. J. Blackert, of Victoria, Victoria County, for balance of present term of J. T. Scott and for ensuing six-year term.

H. H. Weinert, of Seguin, Guadalupe County for six-year term.

Leslie Waggener, of Dallas, Dallas County, for six-year term.

To be Secretary of State:

Edward Clark, of Austin, Travis County, for two-year term beginning January 19, 1937.

To be State Tax Commissioner:

Albert K. Daniel, of Crockett, Houston County, for remainder of unexpired term of Marvin Hall and for full two-year term beginning January 22, 1937.

To be a Member of the State Board of Veterinary Medical Examiners:

A. B. Rich, of Austin, Travis County.

ONEAL, Chairman.

Committee Room.

Austin, Texas, Jan. 18, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Governor's Nominations, to whom was referred the following appointments, made by Honorable C. M. Cureton, Chief Justice of the Supreme Court of the State of Texas, and by Honorable W. C. Morrow, Presiding Judge, Court of Criminal Appeals of Texas, have had same under consideration, and I, as Chairman of said committee, am instructed to report same back to the Senate with the recommendation that they be in all things confirmed:

To be Members of the Board of Pardons and Paroles:

Bruce W. Bryant, of Travis

County, Texas, appointed by Chief Justice Cureton.

T. C. Andrews, of McKinney, Collin County, Texas, appointed by Presiding Judge W. C. Morrow.

ONEAL, Chairman.

The President called the Senate to order, as in legislative session, at 5:40 o'clock p. m.

Adjournment.

On motion of Senator Van Zandt, the Senate, at 5:40 o'clock p. m., adjourned until 10:30 o'clock a. m. tomorrow.

APPENDIX.

Reports of Standing Committees.

Committee Room,

Austin, Texas, Jan. 18, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

S. B. No. 55, A bill to be entitled "An Act to amend Section 1 of Chapter 144, Acts Regular Session of the Forty-fourth Legislature, page 383 of the compiled laws of said Session, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room,

Austin Texas, Jan. 18, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State

Highways and Motor Traffic, to whom was referred

S. B. No. 72, A bill to be entitled "An Act to amend an Act of the Twenty-eighth Legislature, creating a road system for Palo Pinto and Bosque Counties, being Chapter 22, Special Laws 1903, as amended by Chapter 19, Special Laws 1913, and further amended by Chapter 12, Special Laws of the Forty-first Legislature, Second Called Session in 1929, and further amended by Chapters 12 and 13, Special Laws of the Forty-first Legislature, Fourth Called Session in 1930, by adding thereto seven new sections, to be known as Sec. 13, 14, 15, 16, 17, 18 and 19, authorizing Palo Pinto County to fund or refund the indebtedness outstanding against its Road and Bridge Fund as of October 12, 1936; setting forth the method of operation validating the indebtedness proposed to be funded or refunded; validating all Acts and proceedings heretofore had by the Commissioners' Court of Palo Pinto County, and the officers of said county in respect to the funding and refunding of said indebtedness; providing this law shall be cumulative of general laws on the subject of roads and bridges, and general laws on funding or refunding bonds, not in conflict herewith; enacting provisions incident and relating to the subject and purpose of this Act; repealing all laws in conflict herewith; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

RAWLINGS, Chairman.

In Memory
of
Honorable A. Crossley

SENATE RESOLUTION NO. 8.

Senator Beck offered the following resolution:

Whereas, On Thursday, January 14, 1937, the Supreme Architect of the Universe has in His Wisdom called from this earth Hon. A. Crossley of Linden, Texas; and

Whereas, Dr. Crossley has served his state with the distinct honor as a member of the House of Representatives of the Forty-third and Forty-fourth Legislature, and

Whereas, his many friends and former colleagues deeply regret his passing; now, therefore, be it

Resolved, by the Senate of Texas that we extend our deepest sympathy in this hour of bereavement to the family and friends of Dr. Crossley, and

Be It Further Resolved, That a copy of this resolution be printed in the Journal and a copy of same be mailed to each member of the family of Dr. Crossley.

BECK,
AIKIN,
ROBERTS,
HEAD,
LEMENS,
BURNS,
SPEARS,
VAN ZANDT,
MOORE.

The resolution was read and was adopted unanimously by a rising vote.